



PATENT
Attorney Docket No. 83115-0003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Noriaki HASHIMOTO

Application No.: 09/523,375

Filed: March 10, 2000

For: METHOD AND SYSTEM FOR
OPERATION OF A RESILIENT
CLOSED COMMUNICATION
NETWORK WITHOUT A
DEDICATED PROTECTION
NETWORK SEGMENT

) Art Unit: 2739

) Examiner: Unassigned

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Technology Center 2600

Commissioner for Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO-1449 substitute. One copy of each of the listed documents is submitted herewith.

This information disclosure statement is being filed before the mailing date of a first Office Action on the merits therefore, no certification under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

Applicant respectfully requests that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission the listed documents are material or constitute "prior art."

If the Examiner applies the documents as "prior art" against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized to charge any additional fees in connection with the filing of this paper, or credit any overpayment to Deposit Account No. 50-1349. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

HOGAN & HARTSON LLP

By: 

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Dated: May 7, 2002

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